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PTO/SB/36 (4-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST TO RESCIND PREVIOUS  
NONPUBLICATION REQUEST  
35 U.S.C. 122(b)(2)(B)(ii)**

Application Number	10/050,974
Filing Date	January 18, 2002
First Named Inventor	Lolayekar
Title	Pooling and Provisioning Storage Resources in a Storage Network
Atty Docket Number	MNTI-01007US0
Group Art Unit	2185
Examiner	

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I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

September 27, 2002  
Date

William J. Harmon III  
Signature

William J. Harmon, III, Reg. No. 40,635

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) days after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is **not** filed within forty-five days (45) days after the date of filing of the foreign or international application.

**CERTIFICATE OF MAILING OR TRANSMISSION**

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Name (Print/Type) William J. Harmon, III, Reg. No. 40,635

Signature William J. Harmon III

Date September 27, 2002

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



2185

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application )  
Inventors: Lolayekar, et al )  
Application No.: 10/050,974 )  
Filed Date: January 18, 2002 )  
Title: POOLING AND PROVISIONING STORAGE )  
RESOURCES IN A STORAGE NETWORK )

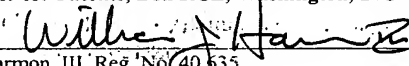
PATENT APPLICATION

Customer No.: 28554

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William J. Harmon, III, Reg. No. 40,635  
Signature Date: September 27, 2002

NOTIFICATION OF FILING A FOREIGN APPLICATION  
UNDER 37 C.F.R. §1.214(c)

Commissioner for Patents  
Box RCE  
Washington, D.C. 20231

Sir:

Applicants for the above-referenced patent application hereby notify the United States Patent and Trademark Office that a foreign application, directed to the invention disclosed in the above-identified application, has been filed with the Patent Cooperation Treaty on September 27, 2002.

A Request to Rescind Previous Nonpublication Request is filed herewith.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 501826 for any matter in connection with this Notification.

Respectfully submitted,

Date: September 27, 2002

By:   
William J. Harmon, III, Reg. No. 40,635

VIERRA MAGEN MARCUS HARMON & DENIRO LLP  
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/050,974	
	Filing Date	January 18, 2002	
	First Named Inventor	Lolayekar	
	Group Art Unit	2185	
	Examiner Name		
Total Number of Pages in This Submission		Attorney Docket Number	MNTI-01007US0

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		<b>RECEIVED</b> NOV 14 2002 Technology Center 2100

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	William J. Harmon, III, Vierra Magen Marcus Harmon & DeNiro LLP
Signature	<i>William J. Harmon III</i>
Date	Nov. 5, 2002

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <u>Nov. 5, 2002</u>			
Typed or printed name	William J. Harmon, III, Reg. No. 40,635		
Signature	<i>William J. Harmon III</i>	Date	Nov. 5, 2002

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